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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/068,444

02/06/2002

Giovanni M. Della-Libera

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WORKMAN NYDEGGER/MICROSOFT
1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UT 84111

EXAMINER

HOMAYOUNMEHR, FARID

ART UNIT

PAPER NUMBER

2439

MAIL DATE

DELIVERY MODE

01/22/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: GIOVANNI M. DELLA-LIBERA, CHRISTOPHER G. KALER,
SCOTT A. KONERSMANN, BUTLER W. LAMPSON, PAUL J. LEACH,
BRADFORD H. LOVERING, STEVEN E. LUCCO,
STEPHEN J. MILLET, RICHARD F. RASHID,
and JOHN P. SHEWCHUK

Application No. 10/068,444
Technology Center 2100

Mailed: 22 January 2009

Before LAWRENCE J. BANKS *Paralegal Specialist*
BANKS, *Paralegal Specialist*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on September 9, 2007. A review of the application revealed that it is not ready for docketing as an appeal.

Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

APPEAL BRIEF, ARGUMENTS

A review of the file finds that the arguments with respect to each grounds of rejection as provided in the Appeal Brief filed June 18, 2007, under the heading “Argument” have not been clearly provided. Each grounds of rejection must be treated under a separate heading in accordance with 37 CFR 41.37(c)(1)(vii). Any claim argued separately should be placed under a subheading identifying the claim by number. Claims argued as a group should be placed under a subheading identifying the claims by number.

Appellant has not provided the necessary headings and/or subheadings for arguments which correspond to each grounds of rejection. *See also Manual of Patent Examining Procedure* (MPEP) § 1205.02 (8th ed. Rev. 6, Sept 2007) for details.

Accordingly, it is ORDERED that the application is returned to the Examiner to:

- 1) hold the Appeal Brief filed on June 18, 2007, defective;
- 2) notify Appellant to file a paper properly presenting the arguments for each grounds of rejection as required; and
- 3) for such further action as may be appropriate.

Application No. 10/068,444

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

WORKMAN NYDEGGER/MICROSOFT
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SALT LAKE CITY UT 84111